IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr. Misc. No.26162 of 2008
LILAWATI DEVI & ANR. Vrs. THE STATE OF BIHAR & ANR.
****

/4/ **04.09.2008** Heard the counsel for the petitioner and the counsel appearing for the complainant..

2. Petitioner no. 2, Kalawati Devi, was granted provisional bail by order, dated 23.07.2008. The confirmation was subject to the condition that petitioner no. 2 will file an affidavit that the complainant has been called and her position is restored in matrimonial home. In case it is not done then the husband of the complainant must surrender before the Court below. It has also been submitted that the son of petitioner no. 2 resides at Bangalore. He assured that he will come and surrender but did not come. So far complainant is concerned, she is not willing to come and petitioner no. 2 being widow lady is not in a position to force any one of them to act as per direction to fulfill conditions imposed.

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3. Considering this fact, the provisional bail allowed to petitioner no. 2, Kalawati Devi, is **confirmed**. She will remain on same bail bond.

(Mridula Mishra, J.)

S.A.